W.P. No. 414 of 2002 (M/B)

Hon. V.S. Sirpurkar, C.J.
Hon. Irshad Hussain, J.

Heard Mr. B.P. Nautiyal, learned counsel for the petitioners, Mr. L.K. Tiwari, learned counsel for respondent No. 2 and Mr. K.P. Upadhyaya, learned Brief Holder for the State.

Parties agree that the remaining amount shall be paid in six equal monthly instalments. The first instalment shall start from 1st November, 2004. It is also agreed that if there is any default in any of the instalment being and paid to the bank, then, the bank shall be entitled to recover the remaining amount on the basis of the certificate already issued and the order already passed.

In view of this, we need not go ahead with the hearing of this writ petition and the writ petition is dismissed. All the interim applications in this writ petition are also closed.

(IH, J.) **(VSS, C.J.)**
04.10.2004 **04.10.2004**

G